

## Message Text

LIMITED OFFICIAL USE

PAGE 01 RABAT 05010 121443Z  
ACTION SCS-03

INFO OCT-01 ISO-00 /004 W  
-----060125 122118Z /63

R 120905Z SEP 77  
FM AMEMBASSY RABAT  
TO SECSTATE WASHDC 3085  
INFO AMCONSUL CASABLANCA  
AMCONSUL TANGIER

LIMITED OFFICIAL USE RABAT 5010

E. O. 11652: N/A  
TAGS: CDES, MO, US  
SUBJ: TREATY OF 1836 AND U.S. CONSULAR JURISDICTION IN MOROCCO

REF: A) STATE 201355(NOTAL), B) TANGIER 0282, C) TANGIER 296,  
D) 63 RABAT A-111, E) 64 RABAT A-305, F) 63 STATE A-14

1. IN CONNECTION WITH AMCIT DEATH CITED REFTEL A, EMBASSY SENT DIPLOMATIC NOTE ON JULY 14, 1977 TO FOREIGN MINISTRY REFERRING TO TERMS OF ARTICLE 22 OF MEKNES TREATY OF 1836 GRANTING THE AMERICAN CONSUL THE RIGHT TO TAKE INTO HIS POSSESSION EFFECTS OF A DECEASED AMCIT.

2. FOREIGN MINISTRY RESPONDED BY DIPLOMATIC NOTE NO. 480 OF AUGUST 15, 1977 REFERRING TO EMBASSY NOTE NO. 63 OF OCTOBER 6, 1956. LATTER QUOTED AS STATING "EXCELLENCY, I HAVE THE HONOR TO REFER TO THE STATEMENT ISSUED BY THE DEPARTMENT OF STATE ON JANUARY 26, 1956, ANNOUNCING THE INTENTION OF THE UNITED STATES GOVERNMENT TO RELINQUISH ITS CONSULAR JURISDICTION IN MOROCCO AT THE APPROPRIATE TIME IN KEEPING WITH THE DESIRE TO MODERNIZE THIS ASPECT OF THE TREATY RELATIONSHIP BETWEEN MOROCCO AND THE UNITED STATES. IT IS THE DECISION OF MY GOVERNMENT TO RELINQUISH THIS DAY THESE CONSULAR JURISDICTIONS WHICH WERE ACCORDED TO THE UNITED STATES OF AMERICA IN A TREATY OF PEACE AND FRIENDSHIP FIRST  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 RABAT 05010 121443Z

CONCLUDED WITH MOROCCO IN 1787 AND RENEWED IN 1836 AND IN THE ACT OF ALGESIRAS SIGNED IN 1906, AS WELL AS TO CEASE TO EXERCISE JURISDICTION OVER SUBJECTS OF MOROCCO OR OTHERS WHO MAY BE DESIGNATED AS PROTEGES UNDER THE CONVENTION OF MADRID SIGNED IN 1880. IT IS UNDERSTANDING (SIC) HOWEVER, THAT AMERICAN PROTEGES WILL HAVE ACCESS TO THE SMAE LOCAL COURTS AS AMERICAN CITIZENS IN ACCORDANCE WITH THE PROCEDURES FOLLOWED IN THE PAST WHEN

CAPITULATIONS HAVE BEEN RELINQUISHED."

3. GOM HAS PREVIOUSLY TAKEN THIS POSITION (SEE REF D). EMBASSY URGENTLY REQUESTS LEGAL OPINION FROM DEPARTMENT WHICH WE CAN USE IN PURSUING THIS ISSUE WITH GOM. FURTHERMORE, IN VIEW OF SIZEABLE NUMBER OF ELDERLY AMERICANS RESIDING IN TANGIER, CONSULAR OFFICERS MAY FACE ADDITIONAL COMPLEX ESTATE MATTERS.

4. WE NO LONGER HOLD MANY BACKGROUND DOCUMENTS, SUCH AS REF F, WHICH MAY BE PERTINENT. WE UNDERSTAND IT RENDERS AN OPINION OR INSTRUCTIONS ON THE 1836 TREATY AND WHAT WE RELINQUISHED WITH RESPECT TO CONSULAR JURISDICTION. MEMORANDUM TO NEA/MR SATTERTHWAITE FROM DEPT./L JACK B. TATE OF MAY 21, 1949 ON TREATY RIGHTS OF U.S. AND FRANCE IN MOROCCO MAY ALSO BE OF INTEREST.  
ANDERSON

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 12-Sep-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977RABAT05010  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770330-0432  
**Format:** TEL  
**From:** RABAT  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770974/aaaackip.tel  
**Line Count:** 77  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 94038648-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION SCS  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 STATE 201355, 77 TANGIER 282, 77 TANGIER 296  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 14-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1307560  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** TREATY OF 1836 AND U.S. CONSULAR JURISDICTION IN MOROCCO  
**TAGS:** CDES, MO, US, (CHARLES, RUTH BOYCE)  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/94038648-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009